

HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JEFF OLBERG, an individual, CECILIA ANA
PALAO-VARGAS, an individual, MICHAEL
CLOTHIER, an individual, and JACOB
THOMPSON, an individual, on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

ALLSTATE INSURANCE COMPANY, an
Illinois Corporation and ALLSTATE FIRE AND
CASUALTY INSURANCE COMPANY, an
Illinois Corporation, and CCC INTELLIGENT
SOLUTIONS INCORPORATED, a Delaware
Corporation

Defendants.

Case No. 2:18-cv-00573-JCC

**[PROPOSED] ORDER EXTENDING
DEADLINE TO SUBMIT JOINT
STATUS REPORT**

NOTE ON MOTION CALENDAR:
June 24, 2022

Pursuant to Local Rule 7(d)(1), Plaintiffs Jeff Olberg, Cecilia Ana Palao-Vargas Michael Clothier, and Jacob Thompson; and Defendants Allstate Insurance Company, Allstate Fire and Casualty Insurance Company, and CCC Intelligent Solutions Inc. ("CCC") (collectively, the "Parties") hereby stipulate as follows:

1. WHEREAS, on July 23, 2021, this Court entered its Minute Order (Dkt. No. 169) staying a decision on Plaintiffs' motion for class certification (Dkt. Nos. 104, 106) and ordering the Parties to provide the Court with a joint written status report and proposed case schedule within ten days after the Ninth Circuit Court of Appeals issued its mandate in *Lara v. First Nat'l Ins. Co. of Am.*, Case No. 21-35126 (9th Cir. 2021) ("*Lara*").

2. On February 11, the Ninth Circuit filed its opinion in *Lara* affirming Judge Bryan's

1 denial of class certification in *Lundquist v. First Nat'l Insurance Co. of Am.*, Case No. 3:18-cv-
2 05301-RJB. *Lara*, Dkt. No. 86.

3 3. On March 28, 2022, the plaintiffs-appellants in *Lara* petitioned for rehearing and
4 rehearing en banc. *Lara*, Dkt. No. 89.

5 4. On May 10, 2022, the Ninth Circuit denied the petition for rehearing and rehearing
6 en banc in *Lara*. *Lara*, Dkt. No. 106.

7 5. On June 7, 2022, the Ninth Circuit issued its mandate in *Lara*. *Lara*, Dkt. No. 111.
8 Accordingly, the deadline for the Parties to submit their joint status report is June 17, 2022.

9 6. The Parties jointly and respectfully request an extension of one week for the
10 deadline to submit a joint status report. A brief extension is warranted because counsel for CCC
11 and counsel for Plaintiffs are coordinating schedules and discovery efforts in two other putative
12 class actions brought by Plaintiffs' counsel in Washington—both of which were also stayed
13 pending the Ninth Circuit's decision. The Parties, therefore, require additional time to confer and
14 propose an efficient and effective schedule.

15 Based on the foregoing, the Parties stipulate and agree that good cause exists to extend the
16 deadline to submit a joint status report to June 24, 2022.

17 PURSUANT TO STIPULATION, IT IS SO ORDERED.

18 DATED this 17th day of June 2022.

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John C. Coughenour
UNITED STATES DISTRICT JUDGE

Dated: June 16, 2022

Respectfully submitted,

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<p>John M. DeStefano Robert B. Carey Elizabeth T. Beardsley Hagens Berman Sobol Shapiro LLP 11 West Jefferson Street, Suite 1000 Phoenix, AZ 85003</p> <p>Attorneys for Plaintiff</p>	<p><u>/s/ Marguerite M. Sullivan</u> Marguerite M. Sullivan (pro hac vice) Jason R. Burt (pro hac vice) Latham & Watkins LLP 555 11th Street NW, Suite 1000 Washington, DC 20004 Telephone: 202.637.2200 Email: marguerite.sullivan@lw.com jason.burt@lw.com</p> <p>Attorneys for Defendant CCC Intelligent Solutions Inc.</p>
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CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury that on June 16, 2022 a true and correct copy of the foregoing was filed electronically by CM/ECF, which caused notice to be sent to all counsel of record.

DATED this 16th day of June, 2022.

s/ Kathleen M. O'Sullivan
Kathleen M. O'Sullivan, WSBA No. 27850